IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

CRA No. 825/2002

Notes, Office Memoranda of
Coram, appearances, Court's orders or directions and Registrar's orders.

Court's or Judge's Orders.

CORAM : **A.P. Lavande,J**
DATE : 14th August, 2006

Heard Mr. Sohoni, learned counsel for the applicants. None present on behalf of respondent no.6.

Mr. Sonohi, learned counsel appearing for the applicants was called upon to satisfy this Court about maintainability of revision application in view of the fact that according to the applicants, respondent no.6 has refused to make reference under section 30 of the Land Acquisition Act (hereinafter referred to as "the Act"). Mr. Sohoni submits that since application for making reference was filed under section 30 of the Act was not allowed by respondent no.6, revision which has been filed under section 18(3) of the Act would not be maintainable. Mr. Sohoni, seeks leave to withdraw revision application with liberty to file writ petition against order refusing to make reference passed by respondent no.6 since the revision application is not maintainable under section 18 (3) of the Act against an order passed by the Land Acquisition Officer refusing to make reference under section 30 of the Act. The applicants are granted leave to withdraw the revision application. The applicants are at liberty to file appropriate proceedings against impugned order passed by respondent no. 6, if the same are maintainable in law.

The revision application is dismissed as withdrawn, subject to observations made above.

Judge

A.